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14 **UNITED STATES DISTRICT COURT**

15 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

16 IN RE RIPPLE LABS INC. LITIGATION ) Case No. 4:18-cv-06753-PJH  
17 \_\_\_\_\_ )  
18 This Document Relates To: ) CLASS ACTION  
19 ALL ACTIONS. )  
20 ) STIPULATION TO EXTEND PLAINTIFFS'  
21 ) TIME TO FILE REPLY BRIEFS IN  
22 ) FURTHER SUPPORT OF MOTIONS TO  
23 ) REMAND AND RELATED DEADLINES  
24 \_\_\_\_\_ )  
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1        WHEREAS, on November 7, 2018, defendants Ripple Labs Inc., XRP II, LLC, Bradley  
2 Garlinghouse, Christian Larsen, Ron Will, Antoinette O'Gorman, Eric van Miltenburg, Susan  
3 Athey, Zoe Cruz, Ken Kurson, Ben Lawsky, Anja Manuel, and Takashi Okita (collectively,  
4 "Defendants") removed this matter from the Superior Court of the State of California, County of  
5 San Mateo (the "San Mateo Superior Court");

6        WHEREAS, on November 8, 2018, the parties stipulated and agreed to extend  
7 Defendants' deadline to answer, move, or otherwise respond to the complaints in this Action<sup>1</sup>  
8 pending the outcome of Plaintiffs<sup>2</sup> forthcoming motions to remand (Document 6);

9        WHEREAS, on December 7, 2018, plaintiff Greenwald moved this Court for an order  
10 remanding *Avner Greenwald v. Ripple Labs, Inc.*, No. 18-CIV-03461 (Cal. Super. Ct. San  
11 Mateo Cty.) ("Greenwald Action") (the "Greenwald Motion") to the San Mateo Superior Court  
12 (Document 17);

13       WHEREAS, on December 7, 2018, plaintiffs Zakinov and Oconer moved this Court for  
14 an order remanding *In re Ripple Labs Inc. Litigation*, No. 18-CIV-02845 (Cal. Super. Ct. San  
15 Mateo Cty.) and the Greenwald Action to the San Mateo Superior Court (Document 18)  
16 (collectively with the Greenwald Motion, the "Motions");

17       WHEREAS, on December 12, 2018, pursuant to a stipulation of the parties, the Court  
18 set a briefing schedule for Plaintiffs' Motions (Document 20) (the "Briefing Schedule");

19       WHEREAS, on December 28, 2018, Defendants filed an omnibus opposition to  
20 Plaintiffs' Motions (Document 21);

21       WHEREAS, pursuant to the Briefing Schedule, Plaintiffs' replies in support of the  
22 Motions are currently due to be filed on January 14, 2019;

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25 <sup>1</sup> "Action" refers to *In Re Ripple Labs Inc. Litigation*, No. 4:18-cv-06753-PJH (N.D. Cal.).

26 <sup>2</sup> "Plaintiffs" refer to plaintiffs Avner Greenwald ("Greenwald"), Vladi Zakinov ("Zakinov"),  
27 and David Oconer ("Oconer").

1        WHEREAS, counsel for the parties to this stipulation have conferred regarding the  
2 timing of Plaintiffs' replies to the Motions and agreed to extend Plaintiffs' deadline to file the  
3 replies;

4        WHEREAS, the parties have agreed to defer the time for Defendants to answer, move,  
5 or otherwise respond to the complaints until a time after the Court decides on the Motions;

6        WHEREAS, the agreement to extend Plaintiffs' reply deadlines and Defendants' time to  
7 answer, move or otherwise respond to the complaints will not alter the date of any event or any  
8 deadline already fixed by Court order; and

9        WHEREAS, this stipulation is not for the purpose of delay, promotes judicial efficiency,  
10 and will not cause prejudice to the respective parties.

11        THEREFORE, PURSUANT TO CIVIL LOCAL RULE 6-1(b), IT IS HEREBY  
12 STIPULATED AND AGREED, by and between the attorneys for the undersigned parties, as  
13 follows:

14        1. Plaintiffs' replies in support of the Motions are due on January 25, 2019.

15        2. If the Court grants Plaintiffs' Motions, and this Action is remanded to the San  
16 Mateo Superior Court, Defendants' deadline to answer, move, or otherwise respond to the  
17 complaints shall be in twenty-one (21) days "from the day the original court receives the case on  
18 remand." Cal. Civ. Proc. Code § 430.90(a)(2).

19        3. If the Court denies Plaintiffs' Motions, Defendants' deadline to answer, move, or  
20 other otherwise respond to the complaints shall be twenty-one (21) days from the date the Court  
21 enters an order denying the Motions.

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1       4. Nothing herein shall be deemed to constitute a waiver of any rights, claims,  
2 defenses, motions, or objections that a party may have or make with respect to jurisdiction,  
3 venue and/or the claims set forth in this Action.

## **IT IS SO STIPULATED.**

DATED: January 11, 2019

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14 DATED: January 11, 2019

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## **E-FILING ATTESTATION**

I, Stephen J. Oddo, am the ECF user whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that each of the signatories identified above has concurred in this filing.

/S/ Stephen J. Oddo

STEPHEN J. ODDO

**CERTIFICATE OF SERVICE**

I hereby certify that on January 11, 2019. I authorized the electronic filing of the foregoing STIPULATION TO EXTEND PLAINTIFFS' TIME TO FILE REPLY BRIEFS IN FURTHER SUPPORT OF MOTIONS TO REMAND AND RELATED DEADLINES with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses on the attached Electronic Mail Notice List for this action.

/S/ Stephen J. Oddo

STEPHEN J. ODDO